



ATLANTA

CLEVELAND

DAYTON

WASHINGTON, D.C.

CINCINNATI

COLUMBUS

NEW YORK

September 6, 2016

Via Fax Only – 215.814.5102

Regional Freedom of Information Officer
U.S. EPA, Region 3
(3C610)
1650 Arch Street
Philadelphia, PA 19103

RE: Freedom of Information Act Request

Dear Sir or Madam:

Pursuant to the Federal Freedom of Information Act, as amended in 5 U.S.C. § 552, I hereby request a copy of any and all documents, files, records, and other information in the possession of the United States Environmental Protection Agency ("EPA"), relating to EPA's regulation of the Momentive Performance Materials, Inc. plant located at 3500 S. State Rt. 2, Friendly, WV 26146, as well as its predecessors at that location, which may include but is not limited to MPM Silicones, Union Carbide Corporation, OSi Specialties, Witco Corporation, Crompton, Chemtura Corporation, and General Electric Company ("the Plant"), from 1977 through 2011.

The scope of this request includes any and all documents, files, records, and other information relating in any way to the Plant located in Friendly, WV, including but not limited to, the following:

- (1) Any and all studies, evaluations, analyses, testing, sampling, sampling data, files, or reports prepared by EPA and its respective agents, employees, or representatives, or on their behalf, regarding the Plant located in Friendly, WV from 1977-2011.
- (2) Any and all correspondence, memoranda, meeting notes, or communications by EPA and its respective agents, employees, or representatives regarding the Plant located in Friendly, WV from 1977-2011.
- (3) Any and all documents produced as a result of an investigation of the Plant located in Friendly, WV from 1977-2011.
- (4) Any and all photographs, videos, drawings, charts, and graphs regarding the Plant located in Friendly, WV from 1977-2011.
- (5) Any and all notices of violations, citations, and penalty notices issued by EPA regarding the Plant located in Friendly, WV from 1977-2011.
- (6) Any and all documents relating to any complaints or allegations of chemical exposures to hydrochloric acid, muriatic acid, 2,4 pentanedione, ammonia, chlorine, sulfur monochloride, hydrogen sulfide, sulfuric acid, silane or silane "families" – dichlorosilane, trichlorosilane, and methylsilane at the Plant located in Friendly, WV from 1977-2011.

hvs 11575318.1

THOMPSON HINE LLP
ATTORNEYS AT LAW

3900 Key Center
127 Public Square
Cleveland, Ohio 44114-1291

www.thompsonhine.com
Phone 216.566.5500
Fax 216.566.5800

THOMPSON
HINE

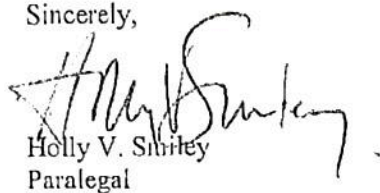
September 6, 2016

Page 2

In the event EPA, or its respective representatives, withholds any part of the files or records requested above, please provide the undersigned with a written explanation regarding the reason and legal basis for such withholding.

I look forward to your anticipated cooperation and to hearing from you within the twenty (20) day statutory period during which you must respond to this request. We will reimburse your office for any copy charges, so please send any invoices to my attention. Please contact me should you require any additional information in order to comply with this request. Thank you for your attention to this matter.

Sincerely,



Holly V. Smiley
Paralegal

cc: Andrea Daloia, Esq.



ATLANTA

CLEVELAND

DAYTON

WASHINGTON, D.C.

CINCINNATI

COLUMBUS

NEW YORK

FAX COVER PAGE

PAGES: 3 including cover

DATE: September 6, 2016

FROM: Holly Smiley, Paralegal
216.566.5524
Holly.Smiley@ThompsonHine.com

TO: Regional Freedom of Information Officer PHONE: 215-814-3424
U.S. EPA FAX: 215-814-5102

Problems with transmission? Call Holly Smiley at 216.566.5524.

hvs 01148.091096.00017 11590376.1

CONFIDENTIALITY NOTICE: THE INFORMATION IN THIS TRANSMITTAL IS CONFIDENTIAL AND INTENDED ONLY FOR THE RECIPIENT LISTED ABOVE. IF YOU ARE NEITHER THE INTENDED RECIPIENT NOR A PERSON RESPONSIBLE FOR DELIVERING THIS TRANSMITTAL TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISTRIBUTION OR COPYING OF THIS TRANSMITTAL IS PROHIBITED. IF YOU RECEIVED THIS TRANSMITTAL IN ERROR, PLEASE IMMEDIATELY NOTIFY US AND RETURN THE TRANSMITTAL TO US AT OUR EXPENSE.

THOMPSON HINE LLP
ATTORNEYS AT LAW

3900 Key Center
127 Public Square
Cleveland, Ohio 44114-1291

www.ThompsonHine.com
Phone 216.566.5500
Fax 216.566.5800